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Dated: February 27, 2009  
Electronic Signature for Raymond B. Churchill, Jr.: /Raymond B. Churchill, Jr./

Docket No.: SONY 3.0-014  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Gregory D. Gudorf

Application No.: 09/785,094

Group Art Unit: 2457

Filed: February 16, 2001

Examiner: H. A. El-chanti

For: METHOD AND SYSTEM FOR REMOTE  
ACCESS OF PERSONAL MUSIC

**APPEAL BRIEF CLAIMS STATUS**

MS Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby files this amended brief section on Appeal to appeal from the final rejection of claims 1-15 and 17-55 in the Final Rejection mailed October 19, 2006 in response to the Notification of Non-Compliant Appeal Brief mailed January 27, 2009.

**STATUS OF CLAIMS**

Claims 1-15 and 17-55 are pending and appealed in this Appeal. Claims 1, 31, 42, 51 and 52 are independent. Claim 16 has been cancelled.

(A) Written Description Rejection

Claims 52-54 stand rejected pursuant to 35 U.S.C. § 112, first paragraph. The Examiner asserts that the claims recite subject matter not described in the specification.

(B) Anticipation Rejection

Claims 1-4, 6-10, 12-15 and 17-55 stand rejected pursuant to 35 U.S.C. § 102(e) as being anticipated by Van Zoest et al. (U.S. Patent No. 6,609,105) ("*Van Zoest*").

(C) Obviousness Rejection

Claims 5 and 11 stand rejected pursuant to 35 U.S.C. § 103(a) as being obvious over *Van Zoest* in view of Official Notice.

Dated: February 27, 2009

Respectfully submitted,  
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